

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO EASTERN DIVISION**

IN RE: PASSENGER VEHICLE)	Case No. 5:24-md-3107-SL
REPLACEMENT TIRES ANTITRUST)	
LITIGATION)	MDL No. 3107
)	
This Document Applies to:)	CHIEF JUDGE SARA LIOI
)	
ALL CASES)	

**JOINT MOTION FOR ORDER ALLOWING CONSOLIDATED BRIEFING ON
DEFENDANTS' FORTHCOMING MOTIONS TO DISMISS**

The Parties have conferred by and through their counsel and, subject to the Court's approval, HEREBY STIPULATE AS FOLLOWS:

WHEREAS, there are three (3) plaintiff groups or "tracks" in this MDL matter (ECF No. 173) and Plaintiffs have filed three (3) separate Consolidated Complaints (ECF Nos. 174, 175, and 176) against twelve (12) different Defendants;

WHEREAS Defendants plan to file motions to dismiss the three Consolidated Complaints on or before September 20, 2024;

WHEREAS the Parties agree that judicial economy will be served by the Parties consolidating their arguments in favor of, or in opposition to, dismissal into the fewest number of briefs possible;

WHEREAS Local Rule 7.1(f) provides that "memoranda relating to dispositive motions must not exceed . . . thirty (30) pages for complex cases";

IT IS HEREBY STIPULATED, subject to the approval of the Court, that:

The Parties may file joint memoranda, consolidating their arguments, and such briefing may exceed thirty (30) pages;

No Party is required to file joint briefing, and any Party may choose to file its own separate briefing, however such separate briefing may not be duplicative of the Parties' joint briefing;

Defendants' total opening briefing in support of their Rule 12(b) Motions to Dismiss may not exceed the number of pages of briefing to which they are entitled under the Local Rules (*i.e.*, 90 pages), when counting both their separate briefing and their consolidated briefing;

Plaintiffs' total opposition briefing on Defendants' Rule 12(b) Motions to Dismiss may not exceed the total number of pages of briefing to which they are entitled under the Local Rules (*i.e.*, 90 pages), when counting both their separate briefing and their consolidated briefing; and

Defendants' total reply briefing on their Rule 12(b) Motions to Dismiss may not exceed the number of pages of briefing to which they are entitled under the Local Rules and may not exceed 50 pages, when counting both their separate briefing and their consolidated briefing; and

Per Local Rule 7.1(f), appendices of evidentiary, statutory or other materials are excluded from these page limitations and may be bound separately from memoranda.

Dated: August 16, 2024

Respectfully submitted,

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

HONORABLE SARA LIOI
CHIEF JUDGE
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